

2010-129-T
223814US DOT #
55555555Legal: FRANCISCO VIZCARRA
Operating (DBA): LUXURIOUS LIMOUSINE SERVICE

MC/MX #:

Federal Tax ID:

Review Type: Non-ratable Review - Limousine

Scope: Principal Office

Location of Review/Audit: Company facility in the U. S.

Territory: F

Operation Types Interstate Intrastate

Carrier: N/A Non-HM

Shipper: N/A N/A

Cargo Tank: N/A

Business: Individual

Gross Revenue: \$0.00

for year ending: 12/31/2009

Company Physical Address:

2374 CLANDON DRIVE
MYRTLE BEACH, SC 29579

Contact Name: FRANCISCO VIZCARRA

Phone numbers: (1) 843- 458-0987

(2)

Fax

E-Mail Address:

Company Mailing Address:

2374 CLANDON DRIVE
MYRTLE BEACH, SC 29579

Carrier Classification

Other: PSC

Cargo Classification

Passengers

Does carrier transport placardable quantities of HM? No

Is an HM Permit required? N/A

Driver Information

Inter Intra

< 100 Miles: 1

>= 100 Miles:

Average trip leased drivers/month: 0

Total Drivers: 1

CDL Drivers: 1

Equipment

Owned Term Leased Trip Leased

Owned Term Leased Trip Leased

Minibus, 16+

1

0

0

Power units used in the U.S.: 1

Percentage of time used in the U.S.: 100

RECEIVED
MAY 04 2010
PSC SC
CLERK'S OFFICE



LUXURIOUS LIMOUSINE SERVICE (FRANCISCO VIZCARRA dba)
U.S. DOT #: 55555555

Review Date:
04/29/2010

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police / Motor Carrier Compliance Unit
10311 Wilson Blvd. Building D-2 PO Box 1993
Blythewood SC 29016

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: FRANCISCO VIZCARRA

Title: OWNER

Name: EMIGDIO PENALOZA

Title: MANAGER





LUXURIOUS LIMOUSINE SERVICE (FRANCISCO VIZCARRA dba)
U.S. DOT #: 55555555

Review Date:
04/29/2010

Part B Violations

1 FEDERAL	Primary: 382.601(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to provide educational materials explaining requirements of part 382 and employer's policies.

Example

Driver's name - Danvis Long, Trip date - 04/27/2010. The carrier have not provided any educational materials explaining requirement of Part 382 and employer's policies.

2 FEDERAL	Primary: 382.603	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to ensure persons designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances.

Example

Driver's name - Danvis Long, Trip date - 04/27/2010. Supervisor/Owner Francisco Vizcarra have not received any reasonable suspicion training for alcohol and/or controlled substances.

3 STATE	Primary: 391.23(a) CFR Equivalent: 391.23(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to investigate driver's background.

Example

Driver's name - Danvis Long, Trip date - 04/27/2010.

4 STATE	Primary: 391.25(c)(1) CFR Equivalent: 391.25(c)(1)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to maintain a copy of the response from each State agency in the driver qualification file.

Example

Driver's name - Danvis Long, Trip date - 04/27/2010.

5 STATE	Primary: 396.19(b) CFR Equivalent: 396.19(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
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Description

Failing to maintain evidence of inspector's qualifications.

Example

Inspectors name - Chris Grainger, Inspection date - 04/21/2010, Trip date - 04/27/2010.

Safety Fitness Rating Information:

Total Miles Operated 30,000
Recordable Accidents 0

OOS Vehicle (CR): 0
Number of Vehicle Inspected (CR): 1
OOS Vehicle (MCMIS): 0
Number of Vehicles Inspected (MCMIS): 0





LUXURIOUS LIMOUSINE SERVICE (FRANCISCO VIZCARRA dba)
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Part B Violations

Your proposed safety rating is :

This Review is not Rated.





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Part B Requirements and/or Recommendations

1. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
2. Drivers may not have Commercial Driver Licenses (CDLs) from more than one state. Ensure that all drivers have only one current CDL that is not under suspension or revocation. Driver CDLs must also match the correct class of vehicle driven and have applicable endorsements for double/triple trailer, passenger, tank vehicle and/or hazardous material operation.
3. Obtain a copy of each driver's driving record and review it annually.
4. Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate and intrastate commerce.
5. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
6. Maintain all required controlled substance testing records including yearly summaries, quarterly summaries, test information, test results, records of training etc., as required by 49 CFR Parts 40 and 382 of the FMCSR .
7. Use of radar detectors or similar devices on commercial vehicles is illegal. Do not require or permit drivers to use them. Take appropriate disciplinary action against drivers if they are using such devices.
8. Do not schedule or require drivers to make trips requiring them to exceed posted speed limits in order to complete the run within the hours of service limits.
9. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
10. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.
11. Obtain from any driver used for the first time (or intermittently) a signed statement showing the total time on-duty during the preceding seven (7) days and the time at which the driver was last relieved from duty.
12. If you want some drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
13. New & intermittently used drivers must provide a signed statement showing their total time on-duty for the seven days preceding any trip. These records must be kept on file for 6-months.
14. Ensure that all drivers' records of duty status (logs) are accurate. Check them against "supporting documents" to verify accuracy. Prohibit falsification of logs by any driver. Review the rules on supporting documents. Take appropriate action against drivers who falsify logs.
15. Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.
16. Ensure that the persons or entities that perform preventative maintenance inspections on your equipment are abiding by agreed time or mileage intervals. Ensure that records are kept of such periodic preventative maintenance





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Part B Requirements and/or Recommendations

inspections. Take corrective action, if schedules are not being adhered to.

17. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
18. Ensure that all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by 49 CFR Parts 40 and 382 of the FMCSR.
19. Establish a system to control passenger-carrying drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15, and 60/70-hour limits.
20. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001
For questions about licensing, authority or MC numbers: 202-366-9805
For questions about insurance: 202-385-2423
For household goods complaints: 888-DOT-SAFT (888-368-7238)
21. Provide pre-trip safety information to motorcoach passengers. For information about the Basic Plan for Motorcoach Passenger Safety Awareness that was published by the Federal Motor Carrier Safety Administration, go to the Agency's Web site at:
<http://www.fmcsa.dot.gov/about/outreach/bus/bus-safety-awareness-plan.htm>



South Carolina Department of Public Safety, State Transport Police



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Report Summary

Report

of Pages

Part A - General

2

Part B - Violations

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Part B - Recommendations

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Review/Audit Receipt Page

1

Total Pages

7

Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.

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Title: OWNER

Name: EMIGDIO PENALOZA

Title: MANAGER

Reported By:

Title:

Code: SC0009 Date: 4/29/2010

Received By:

Title:

